IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2015 OF 2006.

The Chairman,
Urban Reproductive & Child
Health Programme Society. ... Petitioner.

V/s.

Shri Bharat Vijaykumar Gujar
and others. ... Respondents.

Nitin Jamdar for the petitioner.

V.V.Purvant for the respondents.

CORAM: V.C.DAGA, J.

DATED: 27th March 2006.

P.C.:

. Rule, returnable forthwith.

. Mr.Purvant waives service for the respondents.

. Heard finally by consent of parties.

2. The impugned order is a one page order without there being any reasons in support thereof. Both parties agree that the impugned order being arbitrary it may be quashed and set aside and the matter be remitted back to the Industrial Court for hearing afresh with direction to pass reasoned order after hearing the parties and dealing with all their contentions in detail.

3. At this juncture, it will not be out of place to mention that the Member of the Industrial Court should bear in mind that the order of the Industrial Court is subject to writ jurisdiction of this Court. A reasoned order helps this Court to read the mind of the adjudicating authority. Therefore, it is always necessary for the Industrial Court to record reasons in support of its order. He is, therefore, expected of the Industrial Court to pass a reasoned order. Series of such orders passed are causing injustice to the litigants and are unnecessarily increasing burden of this Court. The learned Member of the Industrial Court shall take note of this and change the manner and modus of passing the orders.

4. Since the order does not contain reasons, the impugned order is set aside. Matter is remitted back to the Industrial Court, Solapur for decision afresh on interim prayer, with further direction to decide it as expeditiously as possible, at any rate, within eight weeks from the date of receipt of copy of this order. All rival contentions are kept open.

5. Rule is made absolute in terms of this order with no order as to costs.

(V.C.DAGA, J.)